

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

Robert Encarnacao,

Plaintiff,

v.

EOS CCA; and DOES 1-10, inclusive,

Defendant.

Civil Action No.: No:1:10-CV-10819-WGY

STIPULATION OF DISMISSAL

WHEREAS, the parties to the above-entitled action have resolved the issues alleged in the complaint in this action, and have negotiated in good faith for that purpose; and

WHEREAS, none of the parties to the above-captioned action is an infant or incompetent person; and

WHEREAS, the parties in the above-captioned action wish to discontinue the litigation;

IT IS HEREBY STIPULATED AND AGREED by and between the parties and/or their respective counsel as follows that, pursuant to FRCP 41(a)(1)(A)(ii), the above-captioned action is hereby discontinued against EOS CCA and DOES 1-10 with prejudice, without costs to any party and waiving all rights of appeal.

Robert Encarnacao

EOS CCA and DOES 1-10

/s/ Sergei Lemberg

/s/ Andrew M. Schneiderman

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SO ORDERED

CERTIFICATE OF SERVICE

I hereby certify that on March 22, 2011, a true and correct copy of the foregoing Stipulation of Dismissal was served electronically by the U.S. District Court for the District of Massachusetts Electronic Document Filing System (ECF) and that the document is available on the ECF system.

By /s/ Sergei Lemberg

Sergei Lemberg